#### PATENT COOPERATION TREATY

From the INTERNATIONAL PRELIMINARY EXAMINING AUTHORITY

SCANNED

AUG 3 0 2005

PCT INITIAL 703366PC

To:
MAGNA INTERNATIONAL INC. ET AL
337 Magna Drive
AURORA, Ontario
Canada, L4G 7K1

NOTIFICATION OF TRANSMITTAL OF INTERNATIONAL PRELIMINARY REPORT ON PATENTABILITY (Chapter II of the Patent Cooperation Treaty)

(PCT Rule 71.1)

Date of mailing (day/month/year)

26 August 2005 (26-08-2005)

Applicant's or agent's file reference 20826/309534

IMPORTANT NOTIFICATION

International application No. PCT/IB2004/002528

International filing date (day/month/year) 06 August 2004 (06-08-2004)

Priority date (day/month/year) 12 August 2003 (12-08-2003)

Applicant

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MAGNA INTERNATIONAL INC. ET AL

- 1. The applicant is hereby notified that this International Preliminary Examining Authority transmits herewith the international preliminary report on patentability and its annexes, if any, established on the international application.
- 2. A copy of the report and its annexes, if any, is being transmitted to the International Bureau for communication to all the elected Offices.
- 3. Where required by any of the elected Offices, the International Bureau will prepare an English translation of the report (but not of any annexes) and will transmit such translation to those Offices.

#### 4. REMINDER

The applicant must enter the national phase before each elected Office by performing certain acts (filing translations and paying national fees) within 30 months from the priority date (or later in some Offices) (Article 39(1)) (see also the reminder sent by the International Bureau with Form PCT/IB/301).

Where a translation of the international application must be furnished to an elected Office, that translation must contain a translation of any annexes to the international preliminary report on patentability. It is the applicant's responsibility to prepare and furnish such translation directly to each elected Office concerned.

For further details on the applicable time limits and requirements of the elected Offices, see Volume II of the PCT Applicant's Guide.

The applicant's attention is drawn to Article 33(5), which provides that the criteria of novelty, inventive step and industrial applicability described in Article 33(2) to (4) merely serve the purposes of international preliminary examination and that "any Contracting State may apply additional or different criteria for the purposes of deciding whether, in that State, the claimed invention is patentable or not" (see also Article 27(5)). Such additional criteria may relate, for example, to exemptions from patentability, requirements for enabling disclosure, clarity and support for the claims.

Name and mailing address of the IPEA/CA Canadian Intellectual Property Office Place du Portage I, C114 - 1st Floor, Box PCT 50 Victoria Street

Gatineau, Quebec K1A 0C9 Facsimile No.: 001(819)953-2476 Authorized officer

Sophie Nadeau (819) 953-1736

Form PCT/IPEA/416 (January 2004)

# PATENT COOPERATION TREATY

# INTERNATIONAL PRELIMINARY REPORT ON PATENTABILITY (Chapter II of the Patent Cooperation Treaty)

(PCT Article 36 and Rule 70)

Applicant's or agent's file reference 20826/309534	FOR FURTHER A	ACTION	See Form PCT/IPEA/416		
International application No. PCT/IB2004/002528	International filing of 06 August 2004 (0	ternational filing date (day/month/year) 5 August 2004 (06-08-2004)  Priority date (day/month/year) 12 August 2003 (12-08-2			
International Patent Classification (IPC) or national classification and IPC IPC(7): B23K 26/20, B23K 26/16, B23K 26/32					
Applicant MAGNA INTERNATIONAL INC. ET AL					
This report is the international preliminary examination report, established by this International Preliminary Examining Authority under Article 35 and transmitted to the applicant according to Article 36.					
2. This REPORT consists of a total of	4 sheets, inclu	ding this cover sheet.			
3. This report is also accompanied by AN	NEXES, comprising:				
a. [ ] (sent to the applicant and	l to the International I	Bureau) a total of	sheets, as follows:		
[ ] sheets of the description, claims and/or drawings which have been amended and are the basis of this report and/or sheets containing rectifications authorized by this Authority (see Rule 70.16 and Section 607 of the Administrative Instructions).					
[ ] sheets which supersede earlier sheets, but which this Authority considers contain an amendment that goes beyond the disclosure in the international application as filed, as indicated in item 4 of Box No. 1 and the Supplemental Box.					
b. [ ] (sent to the International	b. [ ] (sent to the International Bureau only) a total of (indicate type and number of electronic carrier(s))				
	,containing a	sequence listing and/or table	es related thereto, in électronic		
form only, as indicated in the Supplemental Box Relating to Sequence Listing (see Section 802 of the Administrative Instructions).					
4. This report contains indications relating	g to the following iten	18:			
[X] Box No.I Basis of the repo	ort				
[ ] Box No. II Priority					
[ ] Box No. III Non-establishme	ent of opinion with reg	ard to novelty, inventive step	and industrial applicability		
[ ] Box No. IV Lack of unity of					
			entive step or industrial applicability;		
citations and explanations supporting s		uch statement			
[ ] Box No. VI Certain documents cited					
[ ] Box No. VII Certain defects in the international appl			``		
[X] Box No. VIII Certain observations on the international application					
Date of submission of the demand 15 March 2005 (15-03-	2005)	Date of completion of this 25 August 2005 (25-08-20			
Name and mailing address of the IPEA/Canadian Intellectual Property Office		Authorized officer			
Place du Portage I, C114 - 1st Floor, Box 50 Victoria Street Gatineau, Quebec K1A 0C9 Facsimile No.: 001(819)953-2476	РСТ	Hoan Huynh (819) 934-3467			

## INTERNATIONAL PRELIMINARY REPORT ON PATENTABILITY

International application No. PCT/IB2004/002528

Bo	x No	o. I	<u> </u>	Basis of the	report			
1.	V	Vith	ı reg	gard to the la	anguage, this re	port is based on:	**	
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			[ ]				ion (Rule 12.4(a))	
			[ ]	] internatio	onal preliminary	/ examination (R	Rules 55.2(a) and/or 55.3(a))	
2.	th	he re	receiv exed i	iving Office in to this repor	in response to a ort):	nternational appl in invitation und s originally filed/	der Article 14 are referred to in this	eplacement sheets which have been furnished to is report as "originally filed" and are not
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			[ ]	] pages*	6-7 (Claims 1-	<u>-9)</u>	received by this Authority on	Маг-04-2005
			[ ]	] pages*			received by this Authority on	
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#### INTERNATIONAL PRELIMINARY REPORT ON PATENTABILITY

International application No. PCT/IB2004/002528

Box No. V	Reasoned statement under Article 35(2) with regard to novelty, inventive step or industrial
	applicability; citations and explanations supporting such statement

1.	Statement			
	Novelty (N)	Claims	1-9	YES
ĺ		Claims		NO
	Inventive step (IS)	Claims	1-9	YES
ĺ		Claims		NO
	Industrial applicability (IA)	Claims	<u>1-9</u>	YES
		Claims		NO

### 2. Citations and explanations (Rule 70.7)

Reference is made to the following document:

D1: WO 90/11161 (Behler et al.) 04 October 1990

D1 disclosed an arrangement for laser lap welding of galvanized steel workpieces wherein at least one workpiece has indentations on one surface of the workpiece creating a recess when the two workpieces are juxtaposed with each other. The arrangement is designed so that the shaping is in the form of a straight knurl, a milling, or a series of indentations which can be produce by cold pressing, rolling, or stamping.

### Novelty (N)

Claims 1-9 comply with PCT Article 33(2). The claims are consider to be new in view of the closest prior art, D1. D1 fails to teach the formation of a gap between the two workpieces by creating a raised region only on the first surface of the workpieces as claimed by claims 1-9.

### Inventive Step (IS)

Claims 1-9 comply with PCT Article 33(3). The claims are considered to involved an inventive step since, having regard to the prior art, it is not obvious to a person skilled in the art at the releveant date.

#### Industrial Applicability (IA)

The subject matter of claims 1-9 is considered to be industrial applicable and thus fulfills the requirements of PCT Article 33(4).

#### INTERNATIONAL PRELIMINARY REPORT ON PATENTABILITY

International application No. PCT/IB2004/002528

Box No. VIII	Certain observations on the interna	tional application

The following observations on the claims of the claims, description, and drawings or on the question whether the claims are fully supported by the description, are made:

- 1. The description does not comply with Rule 5.1 (ii) of the Regulations Under the PCT. The relevant background art, such as that cited here, must be discussed in the description to aid in the understanding, examining and searching of this application.
- 2. A statement in the description, such as found on page 1 which incorporates by reference any other document, does not comply with Article 5 of the PCT. The description should be complete in itself. A skilled person should be able to understand the specification without reference to any other document.